**HONOURABLE SRI JUSTICE L. NARASIMHA REDDY**

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**WRIT PETITION No.10868 OF 2006**

**DATE: 31-05-2006**

Between:

Syed Maqdoom Pasha

.. Petitioner

**AND**

The Agent to Government,

District Collector, Khammam,

Khammam District & others.

.. Respondents

**HONOURABLE SRI JUSTICE L. NARASIMHA REDDY**

**WRIT PETITION No.10868 OF 2006**

**ORDER:**

The 2nd respondent passed an order in LTR Case No.2/05/Gundala, dated 13-02-2006, against the petitioner directing resumption of land in Sy.No.313 of Allapalli Village, Gundala Mandal, Khammam District. Aggrieved thereby, petitioner preferred an appeal before the 1st respondent together with an application for stay. The grievance of the petitioner is that though several months have elapsed since the presentation of the appeal, the 1st respondent did not pass any orders of stay and complains that the 3rd respondent is trying to dispossess him from the land.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

The petitioner availed the statutory remedy of appeal against the order of resumption passed by the 3rd respondent. If he dispossessed even while the appeal is pending, the very purpose of presentation of the same would be defeated.

Hence, the writ petition is disposed of directing that the order passed by the 2nd respondent against the petitioner shall remain suspended till disposal of the appeal presented by the petitioner before the 1st respondent. No costs.

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L. NARASIMHA REDDY, J

Date: 31-05-2006.

PV/ES